समक्ष श्रीमान् मध्यप्रदेश राज्य प्रशासनिक अधिकरण, रायपुर खण्डपीठ, रायपुर

श्रीमती एस0ए0बाघमार उम्र 40 वर्ष
पत्नी श्री अजय बाघमार, ग्राम देवसुन्द्रा
पो0आर0 पलारी, जिला रायपुर
छत्तीसगढ़ -- -- -- -- आवेदिका

वि रू द्ध

(1) छत्तीसगढ़ शासन, द्वारा कलेक्टर
रायपुर (छ0ग0)

(2) अवर सचिव, छत्तीसगढ़ शासन
स्वास्थ्य विभाग, मंत्रालय, डी0के0एस भवन
रायपुर (छ0ग0)

(3) मुख्य चिकित्सा एवं स्वास्थ्य अधिकारी
रायपुर (छ0ग0) -- -- -- अनावेदकगण

आवेदनपत्र अंतर्गत धारा 19 म0प्र0राज्य प्रशासनिक अधिकरण अधिनियम

IN THE HIGH COURT OF CHHATTISGARH : BILASPUR

Writ Petition (s) No. 4522 of 2005

Petitioner : Shrimati S.A. Waghamar

- Versus-

Respondents : State of Chhattisgarh & others

Mrs. Renu Kochar, Advocate for the petitioner.

Ms. Sunita Jain, Panel lawyer for the respondents/State.

ORDER

(Passed on 21st Day of February, 2007)

This order of the Court is passed by Justice **Satish K. Agnihotri, J.**

1. The petitioner, while working in Primary Health Centre, Devsundra (Palari), Raipur, was transferred vide order dated 2.11.99 (A/1), wherein the name of the petitioner was wrongly typed as Ms. S.C. Chand. According to learned counsel appearing for the petitioner, it appears that the order was not meant for the petitioner. However, the petitioner was, thereafter, relieved and was not paid any salary. The petitioner was without any work.

2. By the letter dated 3.6.2006 (Rj/4), issued by the Deputy Secretary, Government of Chhattisgarh, Health and Family Welfare Department, it appears that the letter was addressed to the husband of the petitioner stating that there was some error crept in the order passed in the year 1999 and the government is taking steps to cure the same and pass appropriate order.

3. On perusal, it appears that the government has admitted its mistake, whereby the petitioner has suffered during this period.

4. The respondents are accordingly directed to pass appropriate order immediately after making necessary correction in the error, if any. The respondents are further directed to consider pains and suffering what the petitioner has undergone during this period on account of error, if any, made by the respondents. The respondents are further directed to give a proper notice to the petitioner to put forward her case before taking any decision, in accordance with law. To this effect, the petitioner is at liberty to make detailed representation before the respondents. If the representation is made, the same shall be considered and decided, in accordance with law, within a period of four weeks from the receipt of the representation in accordance with law, being uninfluenced by any observation made, hereinabove.

5. The writ petition is accordingly disposed of. No order as to costs.

Certified copy as per rules

Sd/-
Satish K. Agnihotri
Judge

Bablu